

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON**

DAVID E. KIDD, : Case No. 3:18-cv-131

Petitioner, :

- vs - : District Judge Thomas M. Rose  
Magistrate Judge Michael R. Merz

WARDEN, Chillicothe Correctional  
Institution, :

Respondent. :

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**ORDER ADOPTING REPORT AND RECOMMENDATIONS**

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The Court has reviewed the Report and Recommendations of United States Magistrate Judge Michael R. Merz (ECF No. 25), to whom this case was referred pursuant to 28 U.S.C. § 636(b), and noting that no objections have been filed thereto and that the time for filing such objections under Fed. R. Civ. P. 72(b) has expired, hereby ADOPTS said Report and Recommendations.

Accordingly, it is ordered that Petitioner's Motion for Reconsideration (ECF No. 24) is DENIED.

May 7, 2019

\*s/Thomas M. Rose

Thomas M. Rose  
United States District Judge